



WEB COPY



W.P.No.15260 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.06.2024

CORAM

THE HONOURABLE MR.JUSTICE M.SUNDAR

and

THE HONOURABLE MRS.JUSTICE K.GOVINDARAJAN THILAKAVADI

W.P.No.15260 of 2024

Natarajan
S/o.Chinnappan

... Petitioner

Vs.

1. The District Collector
Tiruppur District, Tiruppur
2. The Tahsildar
Avinashi Taluk
Tiruppur District
3. The Land Revenue Inspector
Perunanallur Circle
Avinashi Taluk, Tiruppur District

... Respondents

Writ Petition filed under Article 226 of the Constitution of India
praying to issue a Writ of Mandamus, directing the 2nd respondent to
consider the representation of the petitioner dated 18.12.2023.

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For Petitioner : Mr.J.Jayan
for Mr.P.Saravana Sowmiyan
For Respondents : Mr.A.Selvendran
Spl. Govt. Pleader for R1 to R3

ORDER

[Order of the Court was made by M.SUNDAR, J.,]

After some arguments, learned counsel Mr.J.Jayan (Enrollment No.2388/16) with address for service at No.155, Thambu Street, Third Floor, Chennai, representing the counsel on record for writ petitioner sought leave of this Court to withdraw the captioned writ petition but made a plea to preserve the rights and contentions of the petitioner to avail statutory remedies, if available, more particularly statutory remedy of an appeal under Section 10 of 'The Tamil Nadu Land Encroachment Act, 1905' [hereinafter 'said Act' for the sake of brevity] and a scanned reproduction of the endorsement made by learned counsel in the case file is as follows:



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03/06/24
Petitioner permit to withdraw
as he is having statutory appeal
remedy and the liberty given by
this Hon'ble Court.
J. Jayar
14.6.2024
(2388/16)
for P. Saravanan lawyer
Counsel for petitioner
No 102, Thambu Street
3rd Floor Chennai

2. In the light of the narrative thus far, captioned writ petition is disposed of as closed/withdrawn albeit preserving all the rights and contentions of the writ petitioner to avail statutory remedies or any other remedy qua 28.11.2023 proceedings under Section 6 of said Act. To be noted, aforementioned course is adopted as the representation dated 18.12.2023 qua which a mandamus has been sought in the captioned WP has been sent after receipt of the aforementioned notice dated 28.11.2023.



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Captioned writ petition disposed of in the aforesaid manner albeit

preserving all the rights of the writ petitioner in the aforesaid manner.

There shall be no order as to costs.

(M.S.,J.)

(K.G.T.,J.)

14.06.2024

Index : Yes / No

Speaking / Non-speaking

Neutral Citation : Yes / No

gpa

To

1. The District Collector

Tiruppur District, Tiruppur

2. The Tahsildar

Avinashi Taluk

Tiruppur District

3. The Land Revenue Inspector

Perunanallur Circle

Avinashi Taluk, Tiruppur District



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M.SUNDAR, J.,
and
K.GOVINDARAJAN THILAKAVADI, J.,

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